IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 1ST AUGUST 2007 / 10TH SRAVANA 1929

Bail Appl..No. 4663 of 2007()

CRIME NO.288/07 OF THODUPUZHA POLICE STATION
CRIME NO.125/CR/SII/2007 CBCID SIG II ERNAKULAM

: PETITIONER/ACCUSED NO.2

ABHILASH @ UNNI, AGED 28 YEARS,
S/O.RAGHAVAN, KUNNEL HOUSE, KARIKODE
VILLAGE, KEERIKODE KARA.

BY ADV. SRI.RAJAGOPAL PADIPPURACKAL

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.4663 of 2007

Dated this the 1st day of August, 2007

ORDER

Application for regular bail. The petitioner faces allegations under Section 489 B & C of the I.P.C. Altogether there are 4 accused persons. The petitioner is the 2nd accused. Two counterfeit currency notes of Rs.100/- denominations were allegedly seized from the possession of the 1st accused on 16.04.07. Later, 11 more of such fake currency notes were seized from the house of the 1st accused. On interrogation of the 1st accused, the police allegedly received information about the complicity of the petitioner. He was arrayed as the 2nd accused. The interrogation of the petitioner led the police to the 3rd accused. The petitioner has remained in custody from 18.06.07. The 3rd accused was also arrested subsequently. From the 3rd accused, information about the complicity of the 4th accused was obtained. The 4th accused has not been arrested yet. Accused 1 and 3 have already been enlarged on bail, submits the learned Public Prosecutor.

2. Except the alleged confession statements of accused 1 and 2, there is no tangible material to show the culpability of the petitioner. The petitioner has remained in custody from 18.06.07.

3. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied in the facts and circumstances to which I have already made brief reference that the petitioner can now be enlarged on bail subject to appropriate conditions.

4. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees One lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays from the date of his release until further orders or until the final report is filed, whichever is earlier.

(R.BASANT, JUDGE)

rtr/-